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PART II



SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 4179/Legn.3/2012/Leg. *Dated, Thiruvananthapuram, 21st August 2012.*

The University Laws (Second Amendment) Bill, 2012 together with the Statement of Objects and Reasons and Financial Memorandum is published, under Rule 69 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

P. K. MURALEEDHARAN,
*Secretary-in-charge,
Legislative Assembly.*

THE UNIVERSITY LAWS (SECOND AMENDMENT)

BILL, 2012

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BILL

further to amend the Kerala University Act, 1974, the Calicut University Act, 1975, the Mahatma Gandhi University Act, 1985 and the Kannur University Act, 1996.

Preamble.—WHEREAS, it is expedient further to amend the Kerala University Act, 1974, the Calicut University Act, 1975, the Mahatma Gandhi University Act, 1985 and the Kannur University Act, 1996 for the purposes hereinafter appearing;

BE it enacted in the Sixty-third Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the University Laws (Second Amendment) Act, 2012.

(2) It shall come into force at once.

2. *Amendment of Act 17 of 1974.*—In the Kerala University Act, 1974 (17 of 1974),—

(i) in section 48,—

(a) in sub-section (2), the words and figure “on or before the 1st day of March of the succeeding year” shall be added at the end ;

(b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) On receipt of the annual accounts under sub-section (2), the Government shall immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”;

(ii) in section 49,—

- (a) in sub-section (3), the words and figures, “on or before the 15th day of September of the succeeding year” shall be added at the end ;
- (b) for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”.

3. *Amendment of Act 5 of 1975.*—In the Calicut University Act, 1975 (5 of 1975),—

(i) in section 48,—

- (a) in sub-section (2), the words and figure “on or before the 1st day of March of the succeeding year” shall be added at the end;
- (b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) On receipt of the annual accounts under sub-section (2), the Government shall immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”;

(ii) in section 49,—

- (a) in sub-section (3), the words and figures, “on or before the 15th day of September of the succeeding year” shall be added at the end ;
- (b) for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”.

4 *Amendment of Act 12 of 1985.*—In the Mahatma Gandhi University Act, 1985 (12 of 1985),—

(i) in section 50,—

- (a) in sub-section (2), for the words “and the Chancellor”, the words and figure “on or before the 1st day of March of the succeeding year and to the Chancellor” shall be added at the end ;
- (b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) On receipt of the annual accounts under sub-section (2), the Government shall immediately cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”;

(ii) in section 51,—

- (a) in sub-section (3), for the words “and the Chancellor”, the words and figures “on or before the 15th day of September of the succeeding year and to the Chancellor” shall be substituted ;
- (b) for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”.

5. *Amendment of Act 22 of 1996.*—In the Kannur University Act, 1996 (22 of 1996),—

(i) in section 53,—

- (a) in sub-section (2), for the words “and the Chancellor”, the words and figure “on or before the 1st day of March of the succeeding year and to the Chancellor” shall be substituted ;
- (b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) On receipt of the annual accounts under sub-section (2), the Government shall immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”;

(ii) in section 54,—

- (a) in sub-section (3), for the words “and the Chancellor”, the words and figures “on or before the 15th day of September of the succeeding year and to the Chancellor” shall be substituted ;
- (b) for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same to be laid on the Table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.”.

STATEMENT OF OBJECTS AND REASONS

The Committee on Papers Laid on the Table (1998-2001) of the Legislative Assembly in its 14th report had recommended to fix the time limit for laying the Annual Accounts and Annual Reports of the Universities on the Table of the Legislative Assembly. The above said proposal had been incorporated in the Sree Sankaracharya University of Sanskrit Act, 1994 vide the Sree Sankaracharya University of Sanskrit (Amendment) Act, 2005 (1 of 2005) by amending it. The Government have decided to incorporate the said amendment proposal in the other University Laws also by amending the same. Therefore, the Government have decided to amend the Kerala University Act, 1974 (17 of 1974), the Calicut University Act, 1975 (5 of 1975), the Mahatma Gandhi University Act, 1985 (12 of 1985), and the Kannur University Act, 1996 (22 of 1996), by incorporating the provision to submit the Annual Accounts and Annual Report to the Government on or before the 1st day of March and the 15th day of September respectively of the succeeding year and immediately on receipt of the same, the Government shall cause to be laid them on the Table of the Legislative Assembly.

2. The Bill seeks to achieve the above said object.

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any expenditure from the Consolidated Fund of the State.

P. K. ABDU RABB
